IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SECOND DAY OF JULY TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 11092 of 2004

Between:

G.Srinivasa Sarma alias Srinivasa Rao, S/o.Narasaiah Sarma,58 yrs,Archaka, Sri Sahasra Lingeswara Swami Temple, Kushaiguda E.C.I.L.,X-Roads, R.R.Dist. Hyderabad.

..... PETITIONER

AND

1 Asst.Commissioner of Endowments, Endowment Dept. RR Dist.Yadgiri Bhavan,Barkatpura,Hyderabad.
2 Founder Trustee & Chairman, Sri Sahasra LiIngeswara Swami Temple, Rep. by N.Janardan son of Dasarath E.C.I.L,, X-Roads, Kamalanagar, RR Dist.Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction and more particularly in the nature of writ of Mandamus treating the impungned order as fraud deceitful illegal and orbitrary and set aside the same as the petitioner is capable of working as archaka and he is physically fit and the age of superannuation is prescribed as 65 years in the rules communicated through G.O.MS 888 Revenue (endowments,1) dt. 8-12-2000 .

For the Petitioner:MR.R.S.R.S.SARMA .ADVOCATE

For the Respondent No.1: GP FOR ENDOWMENTS

For the Respondent No.2: ---

The Court at the admission stage, Made the Following :

ORDER

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The petitioner gave a representation to the Founder Trustee Chairman i.e., the first respondent on 22-02-2004 stating that due to old age and ill-health he may be given retirement voluntarily and in his place his son may be appointed. The same has been accepted by the respondent temple by its proceedings, dated 07-06-2004. His services are going to be dispensed with, with effect from 05-07-2004. He sent a representation to the Commissioner of Endowments. The Commissioner of Endowments has to take a decision and pass appropriate orders on the representation of the petitioner, dt.18-06-2004. So without going into the merits of the case, a direction can be given to the Commissioner of Endowments who is appellate authority on the orders of the Assistant Commissioner of Endowments to dispose of the said representation. Therefore, the Commissioner of Endowments shall dispose of the representation of the petitioner, dt.18-06-2004 within four weeks from the date of receipt of this order as per Law.

02-07-2004.

hsd

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1 Asst.Commissioner of Endowments, Endowment Dept. RR Dist.Yadgiri Bhavan,Barkatpura,Hyderabad.
2 Founder Trustee & Chairman, Sri Sahasra LiIngeswara Swami Temple, Rep. by N.Janardan son of Dasarath E.C.I.L,, X-Roads, Kamalanagar, RR Dist.Hyderabad.

3. 2 C.Cs. to G.P. for Endowments,High Court Buildings, Hyderabad (OUT)

4. 2.C.D.copies.